

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division**

	x	
	:	Chapter 11
In re:	:	
	:	Case No. 08-35653 (KRH)
CIRCUIT CITY STORES, INC.,	:	
<u>et al.</u> ,	:	
	:	Jointly Administered
Debtors. ¹	:	
	:	
	x	

AFFIDAVIT OF PUBLICATION OF CYNTHIA G. SMITH
IN THE RICHMOND TIMES-DISPATCH

¹ The Debtors and the last four digits of their respective taxpayer identification numbers are as follows: Circuit City Stores, Inc. (3875), Circuit City Stores West Coast, Inc. (0785), InterTAN, Inc. (0875), Ventoux International, Inc. (1838), Circuit City Purchasing Company, LLC (5170), CC Aviation, LLC (0841), CC Distribution Company of Virginia, Inc. (2821), Circuit City Properties, LLC (3353), Kinzer Technology, LLC (2157), Abbott Advertising Agency, Inc. (4659), Patapsco Designs, Inc. (6796), Sky Venture Corp. (0311), Prahs, Inc. (n/a), XSStuff, LLC (9263), Mayland MN, LLC (6116), Courchevel, LLC (n/a), Orbyx Electronics, LLC (3360), and Circuit City Stores PR, LLC (5512). The address for Circuit City Stores West Coast, Inc. is 9250 Sheridan Boulevard, Westminster, Colorado 80031. For all other Debtors, the address is 9950 Mayland Drive, Richmond, Virginia 23233.

RICHMOND TIMES-DISPATCH - InRich.Com-CENTRO

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ACCOUNT NUMBER

3402245

TODAY'S DATE

11/21/08

**CIRCUIT CITY
C/O MILLER ADVERTISING
71 FIFTH AVENUE
7TH FLOOR
NEW YORK, NY 10003**

START	STOP	DESCRIPTION	LINES	RUNS	COST
11/21/08	11/21/08	CIRCUIT CITY	2.00 x 8.5000	1	\$1,819.00

**Media General Operations, Inc.
Publisher of
Richmond Times-Dispatch**

**This is to certify that the Circuit City ad
was published by Richmond Times Dispatch, in the City
of Richmond, State of Virginia, on the following dates:**

11/21/2008

The first insertion being given....

11/21/2008

Sworn to and subscribed before to me this

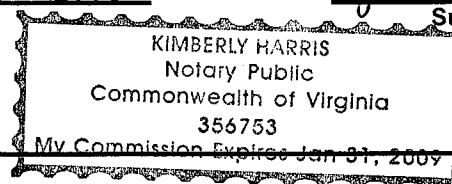
Date:

November 21, 2008

Kimberly Harris
Notary Public

Cyril D. Smith
Supervisor

**State of Virginia
City of Richmond
My Commission expires:**



WHEN REMITTING PLEASE REFER TO YOUR CUSTOMER #

3402245

Entered 12/02/08 09:22
He sees the decision as a victory for Mayport. "If they didn't have a carrier to anchor activity there, you'd have to be concerned other pieces would be peeled off," he said.

• Contact Neil H. Simon at nsimon@mediageneral.com.

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF VIRGINIA - RICHMOND DIVISION

In re:	Chapter 11
CIRCUIT CITY STORES, INC., et al.,	Case No. 08-35653
Debtors.	Jointly Administered

TO: ALL POTENTIAL HOLDERS OF ADMINISTRATIVE CLAIMS UNDER BANK
RUPTCY CODE SECTION 503(b)(9)

PLEASE TAKE NOTICE THAT DECEMBER 19, 2008 AT 5:00 PM PACIFIC TIME HAS BEEN ESTABLISHED AS THE DEADLINE FOR FILING A REQUEST FOR ALLOWANCE OF AN ADMINISTRATIVE EXPENSE CLAIM UNDER 11 U.S.C. § 503(b)(9) IN THE ABOVE-CAPTIONED CASES. All parties asserting administrative expense claims, as defined in section 503(b)(9) and 503(b)(9) of 11 U.S.C. §§ 101-1532 (the "Bankruptcy Code"), for the value of any goods sold in the ordinary course of business and received by the Debtors (as defined below) within 20 days before November 1, 2008 (the "Petition Date") (a "Section 503(b)(9) Claim Request") must file a request for payment on such claim (a "Section 503(b)(9) Claim Request") on or before December 19, 2008.

PERSONS OR ENTITIES WHO MUST FILE A SECTION 503(b)(2) CLAIM REQUEST: On November 12, 2008, the United States Bankruptcy Court for the Eastern District of Virginia (the "Court") approved an order (the "Section 503(b)(9) Bar Date Order") establishing the Bar Date. Bankruptcy Code section 503(a) and the Section 503(b)(9) Bar Date Order require all persons and entities, including, without limitation, individuals, partnerships, corporations, estates, trusts, indenture trustees, unions and governmental units that assert a Claim (as defined in section 101(5) of the Bankruptcy Code) under Bankruptcy Code section 503(b)(9) against any of the Debtors listed on Exhibit 1 attached hereto, to file a Section 503(b)(9) Claim Request. Any person or entity holding a Section 503(b)(9) Claim must file a Section 503(b)(9) Claim Request on or before the Bar Date. Bankruptcy Code section 101(5) defines "Claim" to mean:

(A) right to payment, whether or not such right is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured, or unsecured; or

(B) right to an equitable remedy for breach of performance if such breach gives rise to a right to payment, whether or not such right to an equitable remedy is reduced to judgment, fixed, contingent, matured, unmatured, disputed, undisputed, secured, or unsecured[.]

CONTENTS OF SECTION 503(b)(9) CLAIM REQUESTS. Each Section 503(b)(9) Claim Request must set forth with specificity:

1. The amount of the claim.
2. The particular Debtor against which the claim is asserted.
3. The type(s) of goods the claimant asserts were received by the Debtor within 20 days before the Petition Date ("the Goods").
4. The shipment date for the Goods
5. The date on which the claimant asserts the Debtor received the Goods.
6. The place of delivery of the Goods.
7. The method of delivery of the Goods.
8. The name of the carrier of the Goods.
9. The value of the Goods.

In addition, the Section 503(b)(9) Claim Request must include or attach documentation identifying (i) the particular invoice(s) for which any such Section 503(b)(9) Claim is being asserted; and (ii) any demand to reclaim goods sold to the Debtors under Bankruptcy Code section 546(c).

Finally, any person asserting a Section 503(b)(9) Claim must certify that the goods were sold in the ordinary course of the Debtor's business.

TIME AND PLACE FOR FILING SECTION 503(b)(9) CLAIM REQUESTS. To obtain a copy of the Section 503(b)(9) Claim Request form, contact Circuit City Stores, Inc., et al., Claims Processing in writing, c/o Kurtzman Carson Consultants LLC, 2335 Alaska Avenue, El Segundo, CA 90245.

For any Section 503(b)(9) Claim Request to be timely and properly filed, a person or entity holding Section 503(b)(9) Claim must submit a signed original Section 503(b)(9) Claim Request asserting such Section 503(b)(9) Claim, together with accompanying documentation, by mail, hand-delivery, or overnight courier, to Circuit City Stores, Inc., et al., Claims Processing, in writing, c/o Kurtzman Carson Consultants LLC, at the following address:

Kurtzman Carson Consultants LLC
2335 Alaska Avenue, El Segundo, CA 90245

Each Section 503(b)(9) Claim Request must be delivered to and received by Kurtzman Carson Consultants LLC no later than 5:00 p.m., Pacific Time, on December 19, 2008. Any Section 503(b)(9) Claim Request may be submitted in person or by courier service, hand delivery, or mail addressed to Kurtzman Carson Consultants LLC at the foregoing address. Any Section 503(b)(9) Claim Request submitted by facsimile, email or other electronic means will not be accepted and will not be deemed filed until such Section 503(b)(9) Claim Request is submitted by one of the methods described in the foregoing sentence. Any Section 503(b)(9) Claim Request will be deemed filed only when actually received by Kurtzman Carson Consultants LLC. If you wish to receive acknowledgment of Kurtzman Carson Consultants LLC's receipt of your Section 503(b)(9) Claim Request, you must also submit a copy of your original Section 503(b)(9) Claim Request and a self-addressed, stamped envelope. If you wish to assert Section 503(b)(9) Claims against more than one Debtor, you must file a separate Section 503(b)(9) Claim Request in the case of each Debtor against which you believe you hold such a claim.

CONSEQUENCES OF FAILURE TO FILE A SECTION 503(b)(9) CLAIM REQUEST. ANY PERSON OR ENTITY HOLDING A SECTION 503(b)(9) CLAIM THAT FAILS TO FILE A SECTION 503(b)(9) CLAIM REQUEST ON OR BEFORE THE BAR DATE (DECEMBER 19, 2008) SHALL BE FOREVER BARRED AND ESTOPPED FROM ASSERTING A SECTION 503(b)(9) CLAIM AGAINST THE DEBTORS, THEIR ESTATES, OR THE PROPERTY OF ANY OF THEM. ABSENT FURTHER ORDER OF THE COURT.

ADDITIONAL INFORMATION. If you require additional information regarding the filing of a Section 503(b)(9) Claim Request, you may contact counsel for the Debtors in writing at the addresses listed at the top of this Notice. The claims registers for the Debtors will be available at the office of Kurtzman Carson Consultants LLC between 9:00 a.m. and 5:00 p.m., Pacific time, if there are questions concerning the filing or processing of a Section 503(b)(9) Claim Request.

EXHIBIT 1: Debtors and Debtors in Possession

Circuit City Stores, Inc.; Circuit City Stores West Coast, Inc.; InterTAN, Inc.; Ventoux International, Inc.
Circuit City Purchasing Company, LLC; CC Aviation, Inc.; CC Distribution Company of Virginia, Inc.
Circuit City Properties, LLC; Kinzer Technology; Abbott Advertising Agency, Inc.; Patapsco Designs
Inc.; Sky Venture Corporation; Prah, Inc.; XS Stuff, LLC; Mayland MN, LLC; Courchevel, LLC; Orby
Electronics, LLC; Circuit City Stores PR, LLC

Proposed Counsel to the Debtors and Debtors in Possession

Gregg M. Galardi, Esq., Ian S. Fredericks, Esq., SKADDEN, ARPS, SLATE, MEAGHER & FLOM, LLP
One Rodney Square, PO Box 636, Wilmington, Delaware 19899-0636, (302) 651-3000

Chris L. Dickerson, Esq., SKADDEN, ARPS, SLATE, MEAGHER & FLOM, LLP,
333 West Wacker Drive, Chicago, Illinois 60606. (312) 407-0700

Dion W. Hayes (VSB No. 34304), Douglas M. Foley (VSB No. 34364), MCGUIREWOODS LLP,
One James Center, 901 E. Cary Street, Richmond, Virginia 23219, (804) 775-1000

(b) 382(l)(1)(5) Disclosure Statement. The 382(l)(5) Debtor shall information adequate to permit a party entitled to vote on mine whether a 382(l)(5) Plan provides greater value than it shall include, without limitation, the following disclosures: (i) the projected tax savings of the 382(l)(5) Plan as compared to the financial projections included in the 382(l)(5) Disclosure St of the restrictions on trading with respect to the common stock of the reorganized Debtors (the "Affected Securities") that will under the 382(l)(5) Plan after the Effective Date to preserve a projected value of the Affected Securities in the aggregate; e savings of the 382(l)(5) Plan as a percentage of the aggregate Securities. In addition, the Debtors shall promptly (and in any the hearing on the 382(l)(5) Disclosure Statement) disclose on SEC on Form 8-K (i) the aggregate amount of Initial Holdings (H and (ii) the estimated maximum amount and percentage of the each class that may be required to be sold down as provided shall be included in the final 382(l)(5) Disclosure Statement; limit in any way the right of any party in interest to object to the mation in the 382(l)(5) Disclosure Statement.

(c) **Notice of Claimholder Acceptance of 3821(1)(5) Plan.** The Court and further publish and serve in the manner specified, not less than ten (10) days prior to the commencement of the hearing, a notice (the "**Pre-Confirmation Notice**") substantially in the form of **Exhibit B-3**, setting forth: (i) a record date, which shall be 5:00 p.m. on a date that is ten (10) days prior to the first date set by the Court for the hearing (the "**Pre-Confirmation Notice Record Date**"); and (ii) the current estimate of the Threshold Amount (determined as of the Record Date). Each Beneficial Claimholder who is a Substantially Affected Claimholder shall be deemed to have accepted the Threshold Amount identified in the Pre-Confirmation Notice Record Date is hereby ordered and directed to file and fax a report in the form attached hereto as **Exhibit B-4** (the "**Threshold Amount Report**") identifying the nature and amount of claims held by such Beneficial Claimholder, not less than ten (10) days prior to the Pre-Confirmation Notice Record Date (the "**Final Holdings Report**"). Each Beneficial Claimholder shall be subject to the confidentiality provisions set forth in the Court's order of appointment of the Court-appointed liquidators, not less than ten (10) days prior to the first date set by the Court for the hearing. Each Beneficial Claimholder shall be deemed to have accepted the e-mail addresses and fax numbers identified on the attached Substantial Claimholder Acknowledgment as the contact information for the Substantial Claimholder who did not serve an Initial Holdings Report. The report shall also contain such Substantial Claimholder's Process of the Threshold Amount. In the event that the Confirmation Hearing is continued, Substantial Claimholders shall not be required to file a new report. Substantial Claimholders who do not file Initial Holdings Reports unless, in the event of an adjournment of the Confirmation Hearing, the Court orders the liquidators to establish a new Pre-Confirmation Notice Record Date and in which case the process above will re-commence.

(c) **Self-Denial.** If the Court confirms the 382(1)(5) Plan, the Debtor shall serve a notice substantially in the form attached hereto as **Exhibit A (Notice)** by overnight delivery service within the United States to each Substantial Claimholder (as defined in the 382(1)(5) Plan) and the Claimholder (as of the Pre-Confirmation Notice Record Date) 10 days after the entry of the order confirming the 382(1)(5) Plan. The Debtor shall (i) state that the 382(1)(5) Plan has been confirmed; (ii) state the calculations described in Paragraph (f)(i) below, including the total amount and the amount of the 382(1)(5) Plan; (iii) state the minimum Amount and the information used to perform all such calculations; and (iv) state that the Debtor is not required by the Order or other court order to keep such information confidential; and (v) provide notice that each Substantial Claimholder is ordered and directed to protect the confidentiality of the information received from the Debtor. The Debtor shall serve the 382(1)(5) Plan and the Procedures (set forth in Paragraph (f) below) before the Effective Date.

(e) **Effective Date.** The Effective Date of any 382(1)(5) Plan shall be the 30th calendar day after the Confirmation Date.

(f) Sell-Down Procedures. If and only to the extent that ordered by this Court then, to the extent necessary to effectuate the terms of the Plan, the Beneficial Claimholder who is, as of the Pre-Confirmation Date, the Substantial Claimholder (other than a Permitted Substantial Claimholder) shall not be required to be sold as part of the Sell-Down pursuant to the Plan (as defined below), is hereby ordered and directed to comply with the following procedures (the "Sell-Down Procedures"):

(i) The Maximum Amount. The Debtors shall calculate claims that may be held, as of the Effective Date of the 382
tial Claimholder that was a Substantial Claimholder as of the
Record Date (the "Maximum Amount") as follows:

(1) Based upon the information provided by the Substantal Final Holdings Report, the Debtor shall calculate the total Substantial Claimholders must sell to effectuate the 382(f) Incremental Holdings will be sold prior to any Sell-Down of Substantial Claimholders prior to the Disclosure Statement Notice into account in its determination the portion of claims held by the Debtor reasonably conclude (based on evidence from Claimholders) have not existed since a date that was 18 months prior to the date of the "ordinary course" claims, within the meaning of Section 1.382-2(a)(2)(iv) (the "Sell-Down Amount").

(2) If the Sell-Down Amount is less than or equal to the Total Incremental Holdings, the Debtors shall calculate the amount of each Substantial Claimholder's share of the Sell-Down Amount (i.e., the Sell-Down Amount divided by the numerator of which is the Substantial Claimholder's Incremental Holdings and the denominator of which is the Total Incremental Holdings);

(3) If the Sell-Down Amount exceeds Total Incremental Holdings, the Seller shall calculate for each Substantial Claimholder the amount of such Seller's *pro rata* share of such excess (i.e., the total amount of such excess divided by a fraction, the numerator of which is such Substantial Claimholder's Incremental Holdings minus the Threshold Amount and the denominator of which is the sum of the Incremental Holdings of all Substantial Claimholders in excess of the Threshold Amount of all Substantial Claimholders). The amount of such Substantial Claimholder's Incremental Holdings shall be reduced by the amount of such Seller's *pro rata* share of such excess.

(4) For each Substantial Claimholder, the Debtors shall pay to such Substantial Claimholder (as reported in the Schedule of Substantial Claims) the amount of such Substantial Claimholder's share of the Sell-Down Amount, net of the amount of such Substantial Claimholder's share of the Sell-Down Amount, as applicable. The difference shall be paid to such Substantial Claimholder.

(ii) **Sell-Down.** Prior to the Effective Date, each Substantially Indemnified Party shall, at its expense, sell or otherwise dispose of an amount of claims equal to its share of the Sell-Down Amount necessary so that no Substantial Claimholder shall, as of the Effective Date, have a claim in excess of the Substantial Claimholder Limit.

¹ The Debtors and the last four digits of their respective taxpayer identification numbers are as follows: Circuit City Stores, Inc. (3875), Circuit City Stores Inc. (0875), Ventoux International, Inc. (1838), Circuit City Stores, Inc. (5170), CC Aviation, LLC (0841), CC Distribution Company, LLC (5170), Circuit City Properties, LLC (3353), Kinzer Technology, LLC (5170), Circuit City Agency, Inc. (4659), Patapasco Designs, Inc. (6196), Sky Ventures, LLC (n/a), XSSuff, LLC (8263), Maryland MN, LLC (6116), Courcheville Electronics, LLC (3360), and Circuit City Stores PR, LLC (5512). The Circuit City Stores West Coast, Inc. 9250 Sheridan Boulevard, Westminster, Colorado 80003. Other Debtors, the address is 9950 Meyer Drive, Richmond, VA 23234.